

REMARKS

Claims 1-12 and 39-44 were pending at the time of the Office Action. Claims 1 and 39 are amended. No claims are canceled in this response. Thus, Claims 1-12 and 39-44 remain pending.

Applicant's attorney is very grateful to the Examiner for the time he spent in discussing the Office Action and the claims on January 19, 2006, and on February 2, 2006.

Description of the Amendments

Applicants have amended claims 1 and 39, from which the other pending claims depend. Because claims 2-12 and 40-44 add additional limitations to claims 1 and 39, respectively, and are patentable for at least the same reasons as claims 1 and 39, to restrict the number of issues for the Examiner to consider, the following remarks are directed solely to the amendments to claims 1 and 39.

Applicants' decision not to discuss the differences between the cited art and each dependent claim with regard to rejections under 35 U.S.C. §§ 102 and 103 should not be considered as an admission that applicant concurs with the Office Action's conclusion that these dependent claims are not patentable over the cited references. Similarly, applicants' decision not to discuss differences between the prior art and every claim element in any of the claims, or every comment in the Office Action, should not be considered as an admission that applicant concurs with interpretations and assertions regarding those claims in the Office Action.

1 **Rejections under 35 U.S.C. § 102**

2 Claims 1-2, 4-12, 39-41, and 43-44 are rejected under 35 U.S.C. § 102(e) as
3 being anticipated under U.S. Patent No. 6,571,285 to Groath et al. (hereinafter
4 “Groath”) (*Office Action*, p. 2). Applicants submit that, at least on the basis of the
5 amendments to independent claims 1 and 39, the claims are in condition for
6 allowance.

7 Groath does not show or disclose a response or action when an event
8 consumer fails to perform its assigned action or actions. By contrast, claim 1 is
9 amended to recite:

10 a failure event consumer configured, upon occurrence of a
11 failure event in which at least a portion of the one or more actions
12 are not performed by the one or more event consumers, to at least
13 one of provide notification of the failure event or perform a specific
14 action.

15 Similarly, claim 39 is amended to recite:

16 a failure consumer being configured, upon occurrence of a
17 failure event in which the event consumer fails to execute, to at least
18 one of provide notification of the failure event or perform a specific
19 action.

20
21 Respectfully, because Groath does not show or disclose “a failure event
22 consumer”, as recited in claim 1, or a “failure consumer” as recited in claim 39.
23 Applicants submit that the amendments to claims 1 and 39 put these claims in
24 condition for allowance, and Applicants respectfully requests that the §102
25 rejection be withdrawn.

Claims 2 and 4-12 are allowable by virtue of their dependency upon independent claim 1. Similarly, claims 40-41 and 43-44 are allowable by virtue of their dependency upon independent claim 39.

Rejections under 35 U.S.C. § 103

A. Claim 3 is rejected under 35 U.S.C. §103(a) for obviousness over Groath in view of a document entitled “Windows NT Event Logging” by Murray (hereinafter, “Murray”) (*Office Action*, p. 8).

B. Claim 42 is rejected under 35 U.S.C. §103(a) for obviousness over Groath in view of an article entitled “Network PC System Design Guidelines” (hereinafter, “Network article”) (*Office Action*, p. 9).

Claim 3 is allowable by virtue of its dependency upon claim 1 which is allowable over Groath for at least the reasons described above in response to the rejection of claim 1 under 35 U.S.C. § 102(e). Claim 3 is also allowable over the Groath-Murray combination because Murray does not address the deficiencies of Groath as described above in the response to the rejection of claim 1. Accordingly, the rejection under 35 U.S.C. § 103(a) should be withdrawn.

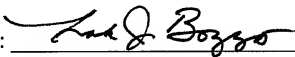
Claim 42 is allowable by virtue of its dependency upon claim 39 which is allowable over Groath for at least the reasons described above in response to the rejection of claim 39. Claim 42 is also allowable over the Groath-Network article combination because the Network article does not address the deficiencies of Groath as described above in the response to the rejection of claim 39. Accordingly, the rejection under 35 U.S.C. § 103(a) should be withdrawn.

1 **Conclusion**

2 Applicants submit that, for the reasons provided above, the pending claims
3 are in condition for allowance. Should any matter in this case remain unresolved,
4 the undersigned attorney respectfully requests a telephone conference with the
5 Examiner to resolve any such outstanding matter.

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7
8 Respectfully Submitted,

9 Date: 2-9-2006

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